PTO/SB/3O (10-01) Approved for use through 10/31/2002. 0MB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Ainder the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/517,928 REQUEST **FOR** Filing Date December 14, 2004 TOO PINUED EXAMINATION (RCE) First Named Inventor Peter EICHHORST TRANSMITTAL Address to: Art Unit 3763 **Commissioner of Patents** MAIL STOP RCE **Examiner Name** Ouynh-Nhu Hoang VU P.0. Box 1450 Attorney Docket Number **EICHHORST - 1 PCT** Alexandria, VA 22313-1450 This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2. 1. [Submission required under 37 CFR 1.114] a. [X] Previously submitted i. [X] Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on April 22, 2008 (Any unentered amendment(s) referred to above will be entered). ii. [ ] Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_ iii. [ ] Other \_ b. [ ] Enclosed iii. [ ] Information Disclosure Statement (IDS) i. [ ] Amendment/Reply iv. [ ] Other: \_ ii. [ ] Affidavit(s)/Declaration(s) 2. [Miscellaneous] a. [ ] Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months: Fee under 37 CFR 1.17(i) required) b. [X] Other Copy of Petition for one-month extension of time 3. [Fees] The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. a. [X] The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. <u>03-2468</u>.

[ ] RCE fee required under 37 CFR 1.17(e) ii. [ ] Extension of time fee (37 CFR 1.136 and 1.17) iii. [ ] Other b. [X] Check in the amount of \$ 405.00 enclosed c. [ ] Payment by credit card (Form PTO-2038 enclosed) WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED 29,298 Registration No. (Attorney/Agent) Frederick J. Dorchak Name (Print/Type) (Customer No. 25889) Date May 20, 2008 Signature

<u>CERTIFICATE OF MAILING</u>

EXPRESS MAIL NO. EM 171 583 727 US

Date of Deposit: May 20, 2008

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above, and is addressed to Commissioner of Patents, P.O. Box 1450; Alexandria, VA 27313-1450.

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